

Holland+Knight

Tel 312 263 3600
Fax 312 578 6666

10/523563
Holland & Knight LLP
131 South Dearborn Street, 30th Floor
Chicago, IL 60603
www.hklaw.com

DT05 Rec'd PCT/PTO 03 FEB 2005

2/3/05

ROBERT J. DEPKE
312-422-9050
Internet address:
robert.depke@hklaw.com

VIA EXPRESS MAIL NO. EV629066631US

Mail Stop PCT
Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

Re: Shinichiro Noudo et al. application for United States Patent
Application under the Patent Cooperation Treaty entitled:
**COMPLEMENTARY DIVISION MASK HAVING ALIGNMENT
MARK, METHOD FOR FORMING ALIGNMENT MARK OF THE
COMPLEMENTARY DIVISION MASK, SEMICONDUCTOR
DEVICE MANUFACTURED BY USING THE
COMPLEMENTARY DIVISION MASK, AND ITS
MANUFACTURING METHOD**
Our Case No. 075834.00434

Dear Sir:

Under the provisions of 37 CFR §1.41(c) I hereby file the attached application including 20 claims and 8 sheets of drawings on behalf of Shinichiro Noudo et al., and request that this application be assigned a serial number and filing date pursuant to the provisions of 37 CFR §1.53(b) and (d).

Very truly yours,

HOLLAND & KNIGHT LLC

Robert J. Depke

RJD/mrs
Encl.

Holland+Knight

Tel 312 263 3600
Fax 312 578 6666

10/523563
Holland & Knight LLP
131 South Dearborn Street, 30th Floor
Chicago, IL 60603
www.hklaw.com

DT05 Rec'd PCT/PTO 03 FEB 2005

"Express Mail" Mailing Label Number EV629066631US

Date of Deposit:

2/3/05

I hereby certify that this correspondence is being deposited with the United States Postal "Express Mail Post Office to Addressee" service under 37 CFR §1.10 on the date indicated above and is addressed to: Mail Stop PCT, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Patent Application entitled:

Inventor(s):

COMPLEMENTARY DIVISION MASK HAVING ALIGNMENT MARK, METHOD FOR FORMING ALIGNMENT MARK OF THE COMPLEMENTARY DIVISION MASK, SEMICONDUCTOR DEVICE MANUFACTURED BY USING THE COMPLEMENTARY DIVISION MASK, AND ITS MANUFACTURING METHOD

Our Case No.

Shinichiro Noudo et al.

Transmittal Letter to the United States Designated/Elected Office Concerning a Filing Under 35 U.S.C. 371 (PTO-1390), Preliminary Amendment, English Translation of International Application as filed (21 pages), formal drawings (8 pages – Figs. 1A-8), Letter Under 37 C.F.R. §1.41(c), Un-Executed Oath and Declaration (2 pages), Information Disclosure Statement, PTO/SB/08A, International Search Report and cited references.

Government filing fee

\$1,100

Post Card

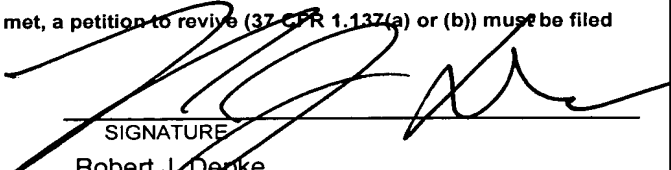

Signature of person mailing application and fee

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

| | | |
|--|--|---|
| TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A SUBMISSION UNDER 35 U.S.C. 371 | | ATTORNEY'S DOCKET NUMBER 075834.00434 |
| INTERNATIONAL APPLICATION NO. PCT/JP03/09926 | | U.S. APPLICATION NO. (If known, see 37 CFR 1.5) 10/523563 |
| INTERNATIONAL FILING DATE August 5, 2003 | | PRIORITY DATE CLAIMED August 5, 2002 |
| TITLE OF INVENTION COMPLEMENTARY DIVISION MASK HAVING ALIGNMENT MARK, METHOD FOR FORMING ALIGNMENT MARK OF THE COMPLEMENTARY DIVISION MASK, SEMICONDUCTOR DEVICE MANUFACTURED BY USING THE COMPLEMENTARY DIVISION MARK, AND ITS MANUFACTURING METHOD | | |
| APPLICANT(S) FOR DO/EO/US Shinichiro Noudo, Keiko Amai | | |
| Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information: | | |
| <ol style="list-style-type: none"> 1. <input checked="" type="checkbox"/> This is a FIRST submission of items concerning a submission under 35 U.S.C. 371. 2. <input type="checkbox"/> This is a SECOND or SUBSEQUENT submission of items concerning a submission under 35 U.S.C. 371. 3. <input checked="" type="checkbox"/> This is an express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (21) indicated below. 4. <input checked="" type="checkbox"/> The US has been elected (Article 31). 5. <input checked="" type="checkbox"/> A copy of the International Application as filed (35 U.S.C. 371(c)(2)) <ol style="list-style-type: none"> a. <input type="checkbox"/> is attached hereto (required only if not communicated by the International Bureau). b. <input checked="" type="checkbox"/> has been communicated by the International Bureau. c. <input type="checkbox"/> is not required, as the application was filed in the United States Receiving Office (RO/US). 6. <input checked="" type="checkbox"/> An English language translation of the International Application as filed (35 U.S.C. 371(c)(2)). <ol style="list-style-type: none"> a. <input checked="" type="checkbox"/> is attached hereto. b. <input type="checkbox"/> has been previously submitted under 35 U.S.C. 154(d)(4). 7. <input checked="" type="checkbox"/> Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3)) <ol style="list-style-type: none"> a. <input type="checkbox"/> are attached hereto (required only if not communicated by the International Bureau). b. <input type="checkbox"/> have been communicated by the International Bureau. c. <input checked="" type="checkbox"/> have not been made; however, the time limit for making such amendments has NOT expired. d. <input type="checkbox"/> have not been made and will not be made. 8. <input type="checkbox"/> An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)). 9. <input checked="" type="checkbox"/> An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)). <i>unsigned</i> 10. <input type="checkbox"/> An English language translation of the annexes of the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)). | | |
| Items 11 to 20 below concern document(s) or information included: | | |
| <ol style="list-style-type: none"> 11. <input checked="" type="checkbox"/> An Information Disclosure Statement under 37 CFR 1.97 and 1.98. 12. <input type="checkbox"/> An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included. 13. <input checked="" type="checkbox"/> A preliminary amendment. 14. <input type="checkbox"/> An Application Data Sheet under 37 CFR 1.76. 15. <input type="checkbox"/> A substitute specification. 16. <input type="checkbox"/> A power of attorney and/or change of address letter. 17. <input type="checkbox"/> A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 37 CFR 1.821- 1.825. 18. <input type="checkbox"/> A second copy of the published International Application under 35 U.S.C. 154(d)(4). 19. <input type="checkbox"/> A second copy of the English language translation of the international application under 35 U.S.C. 154(d)(4). 20. <input checked="" type="checkbox"/> Other items or information: Letter Under 37C.F.R. §1.41(c) | | |

This collection of information is required by 37 CFR 1.414 and 1.491-1.492. The information is required to obtain or retain a benefit by the public, which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 15 minutes to complete, including gathering information, preparing, and submitting the completed form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop PCT, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

| | | | | | |
|---|--------------|---|---------|---|----------|
| U.S. APPLICATION NO. (if known, see 37 CFR 1.5) 10/523563 | | INTERNATIONAL APPLICATION NO. PCT/JP03/09926 | | ATTORNEY'S DOCKET NUMBER 075834.00434 | |
| The following fees have been submitted | | | | CALCULATIONS PTO USE ONLY | |
| 21. <input checked="" type="checkbox"/> Basic national fee..... \$300 | | | | \$ | 300.00 |
| 22. <input checked="" type="checkbox"/> Examination fee If International preliminary examination report prepared by USPTO and all claims satisfy provisions of PCT Article 33(1)-(4)..... \$100 All other situations..... \$200 | | | | \$ | 200.00 |
| 23. <input checked="" type="checkbox"/> Search fee Search fee (37 CFR 1.445(a)(2)) has been paid on the international application to the USPTO as an International Searching Authority..... \$100 International Search Report prepared and provided to the Office..... \$400 All other situations..... \$500 | | | | \$ | 400.00 |
| TOTAL OF 21, 22 and 23 = | | | | \$ | 900.00 |
| <input type="checkbox"/> Additional fee for specification and drawings filed in paper over 100 sheets (excluding sequence listing or computer program listing filed in an electronic medium). The fee is \$250 for each additional 50 sheets of paper or fraction thereof. | | | | | |
| Total Sheets | Extra Sheets | Number of each additional 50 or fraction thereof (round up to a whole number) | RATE | | |
| 29 - 100 = | 0 /50 = | 0 | x \$250 | \$ | 0.00 |
| Surcharge of \$130.00 for furnishing the oath or declaration later than 30 months from the earliest claimed priority date (37 CFR 1.492(e)). | | | | \$ | |
| CLAIMS | NUMBER FILED | NUMBER EXTRA | RATE | \$ | |
| Total claims | 20 - 20 = | 0 | x \$ 50 | \$ | 0.00 |
| Independent claims | 4 - 3 = | 1 | x \$200 | \$ | 200.00 |
| MULTIPLE DEPENDENT CLAIM(S) (if applicable) | | | + \$360 | \$ | 0.00 |
| TOTAL OF ABOVE CALCULATIONS = | | | | \$ | 1,100.00 |
| <input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. Fees above are reduced by 1/2. | | | | | 0.00 |
| SUBTOTAL = | | | | \$ | 1,100.00 |
| Processing fee of \$130.00 for furnishing the English translation later than 30 months from the earliest claimed priority date (37 CFR 1.492(f)). | | | | \$ | 0.00 |
| TOTAL NATIONAL FEE = | | | | \$ | 1,100.00 |
| Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property | | | | \$ | 0.00 |
| TOTAL FEES ENCLOSED = | | | | \$ | 1,100.00 |
| | | | | Amount to be refunded: | \$ |
| | | | | Amount to be charged: | \$ |
| a. <input checked="" type="checkbox"/> A check in the amount of \$ <u>1,100.00</u> to cover the above fees is enclosed. | | | | | |
| b. <input type="checkbox"/> Please charge my Deposit Account No. <u>50-1794</u> in the amount of \$ _____ to cover the above fees. A duplicate copy of this sheet is enclosed. | | | | | |
| c. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. <u>50-1794</u> . A duplicate copy of this sheet is enclosed. | | | | | |
| d. <input type="checkbox"/> Fees are to be charged to a credit card. WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038. | | | | | |
| NOTE: Where an appropriate time limit under 37 CFR 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the International Application to pending status. | | | | | |
| SEND ALL CORRESPONDENCE TO: | | | | | |
| Cust. No. 33448 | | | | | |
| SIGNATURE  Robert J. Depke NAME 37,607 REGISTRATION NUMBER | | | | | |